

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Kishio YOKOUCHI  
Serial No.: 10/763,523  
Filed: January 23, 2004  
For: *Substrate Optical Waveguides Having Fiber-Like Shape and Methods of Making the Same*  
Art Group Unit: 1756  
Examiner: John A. MCPHERSON  
Conf. No.: 9219  
Attorney Dkt.: 02EK-105599

**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Restriction Requirement dated August 10, 2006, applicants elect Group I: Claims 1 – 23.

Applicant further traverses the Restriction Requirement on the basis that under MPEP § 803: “If the search and examination of all the claims in an application can be made without serious burden, the examiner must examine them on the merits, even though they include claims to independent or distinct inventions.” In order for a restriction requirement to be proper, the examiner is required to show “the reasons why there would be a serious burden on the examiner if

restriction is not required.” MPEP § 808. Applicant submits that all of the claims of the present application can be searched “without serious burden.”

November 1, 2006

Sheppard Mullin Richter & Hampton LLP  
Four Embarcadero Center, 17<sup>th</sup> Floor  
San Francisco, CA 94111-4109  
Tel: (415) 434-9100  
Fax.: (415) 434-3947

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'D. Schnapf', written over a horizontal line.

David Schnapf  
Registration No. 31,566